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UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA – SOUTHERN DIVISION

MARSHALL S. SANDERS and
LYDIA O. SANDERS AS TRUSTEE
OF THE MARSHALL AND LYDIA
SANDERS TRUST DATED APRIL
20, 1990,

Plaintiffs,

vs.

BANK OF AMERICA, N.A.; WELLS
FARGO BANK, N.A., AS TRUSTEE,
ON BEHALF OF THE HOLDERS OF
THE HARBORVIEW MORTGAGE
LOAN TRUST MORTGAGE LOAN
PASS-THROUGH CERTIFICATES,
SERIES 2007-1; NATIONAL
DEFAULT SERVICING
CORPORATION; SELECT
PORTFOLIO SERVICING, INC.; and
DOES 1-20,

Defendants.

CASE NO. 8:15-cv-00935-AG-AS

**OPPOSITION TO PLAINTIFFS'
MOTION TO STRIKE
DEFENDANTS' MOTIONS TO
DISMISS**

Complaint Filed: June 11, 2015

DATE: Dec. 7, 2015
TIME: 10:00 a.m.
DEPT.: 10D

Hon. Andrew Guilford, United States
District Judge Presiding

Defendant Bank of America, N.A. ("BANA") opposes Plaintiffs' Motion to Strike Defendants' Motions to dismiss, filed on November 6, 2015 (Dkt. No. 52). Aside from Plaintiffs failing to attempt to meet and confer pursuant to the Central District of California's Local Rule 7-3, Plaintiffs' motion is also moot, as the Court granted both BANA's motion to dismiss Plaintiffs' First Amended Complaint and

1 the motion to dismiss filed by co-Defendants Wells Fargo Bank and Select Portfolio
2 Servicing, on November 13, 2015. Dkt. No. 53.

3 Accordingly, Plaintiffs' motion to strike should be denied in its entirety and
4 the hearing taken off of the Court's calendar.

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6 DATED: November 13, 2015

Respectfully submitted,

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8 MCGUIREWOODS LLP

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10 By: /s/ Adam F. Summerfield

11 Adam F. Summerfield

12 Attorneys for Defendant

13 Bank of America, N.A.
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CERTIFICATE OF SERVICE

I hereby certify that on November 13, 2015, I electronically filed the foregoing document entitled **OPPOSITION TO PLAINTIFFS' MOTION TO STRIKE DEFENDANTS' MOTIONS TO DISMISS** with the Clerk of the Court for the United States District Court, Central District of California using the CM/ECF system and served a copy of same upon all counsel of record via the Court's electronic filing system.

I served a copy of the above to:

Lydia O. Sanders
Marshall S. Sanders
1621 Kensing Lane
Santa Ana, CA 92705

By: /s/ Adam F. Summerfield